IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE FOURTEENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE D.S.R.VARMA

WRIT PETITION NO : 4640 of 2005

Between:

Talluri Nirmala W/o.Venkateswarlu, Hindu,
R/o.Yenamalakuduru Vijayawada, Krishna District.

..... PETITIONER

AND

1 The Station House Officer, Penamalur P.S.Krishna District.
2 The Commissioner of Police, Vijayawada, Krishna District.
3 Talluri Venkateswarlu S/o.Venkaiah

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction, one in the nature of writ of mandamus, declaring the action of the 1st respondent in not executing the N.B.W. ordered by the Family Court amounts to abuse of process and consequently direct the 1st respondent to execute the Warrant ordered by the Family Court on 4-2-2005 in Crl.MP.No.156/2001 in M.C.No.144/95 on the file of the Judge, Family Court, Vijayawada and to pass such other just and appropriate orders in the matter.

Counsel for the Petitioner: MR.A.RAGHAVAIAH

Counsel for the Respondents 1 and 2: GP FOR HOME

The Court at the stage of admission made the following :

***ORAL ORDER*:**

Heard both sides. Perused the material placed before me.

The grievance of the petitioner in this writ petition is that the N.B.W issued by the trial Court against the third respondent herein is not being implemented by respondents 1 and 2.

It is needless to mention that as and when the Court issues a Non Bailable Warrant against any person, pending trial, the competent authorities, with all efficacy shall make every endeavour to apprehend such person against whom the warrant has been issued and pending.

Having regard to the facts and circumstances of the case, this writ petition is disposed of at the stage of admission with a direction to the respondents 1 and 2 to execute the Non-Bailable Warrant, issued against the third respondent herein, with utmost expedition and efficacy, if the said warrant is still remained unexecuted or not recalled. No costs.

---

kvsn 14-03-2005

To

1 The Station House Officer, Penamalur P.S.Krishna District.

2 The Commissioner of Police, Vijayawada, Krishna District.

3 Talluri Venkateswarlu S/o.Venkaiah

4 Two CCs to GP for Home, High Court buildings, Hyderabad.

5 Two CDs.